

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. ) 3:13-CR-095-RCJ-(VPC)  
KEVIN NEWSOME, )  
Defendant. )

**PRELIMINARY ORDER OF FORFEITURE**

This Court finds that on February 10, 2014, defendant KEVIN NEWSOME pled guilty to Count One of a One-Count Criminal Indictment charging him with Felon in Possession of a Firearm in violation of Title 18, United States Code, Section 922(g)(1). Indictment, ECF No. 1; Change of Plea, ECF No. 15; Plea Agreement, ECF No. 17.

This Court finds defendant KEVIN NEWSOME agreed to the forfeiture of the property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment. Indictment, ECF No. 1; Change of Plea, ECF No. 15; Plea Agreement, ECF No. 17.

This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture Allegation of the Criminal Indictment and the offense to which defendant KEVIN NEWSOME pled guilty.

The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section 924(d)(1) and Title 28, United States Code, Section 2461(c):

- 1        1. Llama Especial .32 caliber semi-automatic pistol, serial number 203863; and
- 2        2. any and all ammunition

3 (all of which constitutes "property").

4              This Court finds the United States of America is now entitled to, and should, reduce the  
5 aforementioned property to the possession of the United States of America.

6              NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the  
7 United States of America should seize the aforementioned property.

8              IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of  
9 KEVIN NEWSOME in the aforementioned property is forfeited and is vested in the United States of  
10 America and shall be safely held by the United States of America until further order of the Court.

11             IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America  
12 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture  
13 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the  
14 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the  
15 name and contact information for the government attorney to be served with the petition, pursuant to  
16 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

17             IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity  
18 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate  
19 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the  
20 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and  
21 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's  
22 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's  
23 petition and the relief sought.

24             IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed  
25 with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building, 400 South  
26 Virginia Street, 3rd Floor, Reno, NV 89501, no later than thirty (30) days after the notice is sent or, if

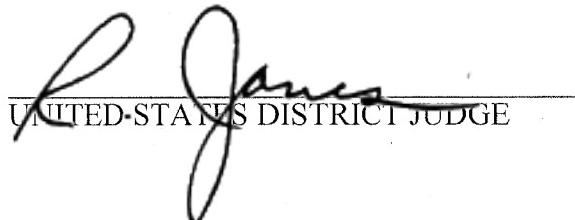
1 direct notice was not sent, no later than sixty (60) days after the first day of the publication on the  
2 official internet government forfeiture site, www.forfeiture.gov.

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,  
4 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the  
5 following address at the time of filing:

6 Greg Addington  
7 Assistant United States Attorney  
8 100 West Liberty Street, Suite 600  
9 Reno, NV 89501

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein  
11 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency  
12 following publication of notice of seizure and intent to administratively forfeit the above-described  
13 property.

14 DATED: This 19<sup>th</sup> day of February, 2014.

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16 R. Jones  
17 UNITED STATES DISTRICT JUDGE  
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